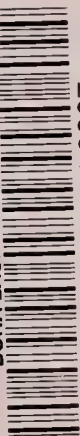


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HEALTH SYSTEM LAW AND POLICY
CASES AND MATERIALS
VOLUME TWO

Colleen M. Flood

2000-2001

Faculty of Law

University of Toronto

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HEALTH SYSTEM LAW AND POLICY

[LAW 404HF]

2000/2001

Tuesday: 4:10-6:00 pm

COURSE OUTLINE

Sept 5th

INTRODUCTION

- Expectations regarding seminar participation
- Paper selection and writing
- Handout of possible paper topics
- Discussion of an interdisciplinary approach to policy analysis: law, economics, and political science
- Overview of the course

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THE CASE FOR GOVERNMENT INTERVENTION IN HEALTH CARE: MARKET FAILURE AND DISTRIBUTIVE JUSTICE

C. M. Flood, "Chapter 2: Arguments in Economics and Justice for Government Intervention in Health Insurance and Health Service Markets" in C. M. Flood, <i>International Health Care Reform: A Legal, Economic and Political Analysis</i> (Routledge: London, 2000).....	I, 1-21
T. Menzel, "Equality, Autonomy and Efficiency: What Health Care System Should We Have?" (1992) 17: 1 The Jnl. of Med. & Philosophy 33.	I, 21-38

- R. Korobkin, "Symposium: Determining Health Care Rights from Behind a Veil of Ignorance" (1998) U. Ill. L. Rev. 801.I, 39-55

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- T. Rice, "Can Markets Give Us The Health System We Want?" (1997) 22(2) Jnl. of Health Politics, Policy and Law 383.
- N. Barr, "Economic Theory and the Welfare State: A Survey and Interpretation" (1992) XXX J. Econ. Lit. 741, at Part VI. "Assessment 2: Medical Care".
- S. Rathgeb Smith and M. Lipsky, "Privatization in Health and Human Services: A Critique" (1992) 17 (2) Jnl. of Health Politics, Policy and Law 233.
- R. G. Evans, "Going for the Gold: The Redistributive Agenda Behind Market-Based Health Care Reform" (1997) 22 (2) Jnl. of Health Politics, Policy and Law 427

Sept 19th **Chapter Two**

ALLOCATION OF HEALTH RESOURCES: BALANCING THE NEEDS OF THE MAJORITY WITH THE NEEDS OF MINORITY GROUPS

- D. Callahan, "What is a Reasonable Demand on Health Care Resources: Designing a Basic Package of Benefits" (1992) 8 The Jnl. of Contemporary Health Law 1.II, 1-15
- R. L. Schwartz, "Life Style, Health Status, and Distributive Justice" (1993) 3 Health Matrix 195.....II, 16-36
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[1995] 1 FLR 1055..... II, 62-70

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Sept 26th **Chapter Three**

AN OVERVIEW OF THE CANADIAN HEALTH CARE SYSTEM: DOES THE SYSTEM NEED TO BE REFORMED OR DOES IT JUST NEED MORE MONEY?

The Canada Health Act., S.C. 1984, c. 6.....III, 1-14

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Canada Health Action: Building On the Legacy: Final Report of the National Forum on Health (National Forum on Health: 1997).

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Cameron v. Nova Scotia (Attorney General), [1999] 177 DLR (4th) 611.....IV, 59-101

C. Abraham, "Tenacious woman scores medical victory," *Globe and Mail*, Fri., Aug. 27, 1999.IV, 102-104

Oct 10th **Chapter Five**
ABORIGINAL HEALTH & THE DETERMINANTS OF HEALTH

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Oct 17th Chapter Six

HEALTH CARE REFORM: PRIVATIZATION, CONTRACTING OUT AND ALBERTA'S BILL 11

Bill 11, *The Health Care Protection Act*, S.A. 2000, c. H-3.3.....VI, 1-23

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HEALTH CARE REFORM: PRIVATE INSURANCE, EXTRA-BILLING, AND USER CHARGES

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- G. L. Stoddart and M. L. Barer, "Will increasing medical school enrolment solve Canada's physician supply problems?" (1999) 161 (8) Canadian Medical Association J. 983VIII, 93-96
- J. Ibbitson, "Big changes proposed for family doctors," *Globe and Mail*, Wed., Dec. 22, 1999.....VIII, 97-99
- M. Mills, "Canada's health-care crisis: we may already have the cure," *Globe and Mail*, Tues., Jan., 18, 2000.....VIII, 100-103
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- T. Boyle, "Health care reform: Tories give in," *Toronto Star*, Tues., March 28, 2000VIII, 108-109
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Nov 7th —**NO CLASSES—READING WEEK**

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**HEALTH CARE REFORM: DEVOLUTION, DEINSTITUTIONALIZATION
AND THE SHIFT TO HOME CARE**

J. Lomas, J. Woods, & G. Veenstra, "Devolving
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**HEALTH CARE REFORM INTERNATIONALLY: MANAGED CARE,
MANAGED COMPETITION, AND INTERNAL MARKETS**

- A. C. Enthoven, "The History and Principles of
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Care Professionals", in J. Downie & T. Caulfield (eds.),
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Dec 5th **Chapter Twelve**

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- Health Canada, Health System and Policy Division,
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<i>Review of Section 14 of the Patent Act Amendment 1992 (Chapter 2, Statutes of Canada, 1993): Fifth Report of the Standing Committee on Industry (April 1997).</i>	XII, 12-31
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CLASSES END

